

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTSCASE NO. CR03-10356United States of America  
PLAINTIFFFrederick Simone  
Vincent Gioacchini  
Francis White  
DEFENDANTColin OwyangKevin ReddingtonErnest DiniscoRobert George and Christopher TarrantRichard EgbertCOUNSEL FOR PLAINTIFFCOUNSEL FOR DEFENDANTJUDGE WolfCLERK O'LearyREPORTER TwomeyCLERK'S NOTES

DATES:	Motion Hearing/Initial Status Conference Held
02/24/04	Parties report that there are no matters currently pending before the magistrate judge.
	Court issue oral sequestration order for all the potential witnesses for the proceedings regarding detention
	Court makes its Memo and Order from CR90-10065 dated 8/7/90 exhibit 1 of today's date.
	Defendant, Simone, calls Trooper Tutungian - witness takes the stand and is sworn. Neither party calls any
	further witnesses. Defendant, Simone, raises an issue regarding the discovery obligations of the government.
	Parties report that no defendant opted out of the automatic discovery. Court releases Trooper Tutungian subject
	to the sequestration order pending the court's decision on detention. Court listens to oral argument from
	the parties. Court asks PTS to conduct an interview of the individual with whom, defendant Simone would
	be residing with were the Court to release him on certain conditions. Court in recesses until 2:45 PM.
	Court resumes. Parties are directed to order the transcript form today's proceeding. Court directs PTS
	to investigate the feasibility of the conditions of release proposed by the defendants, Simone and
	Giaocchini. Court takes the matters under advisement. Pending the PTS investigation, which ideally will
	be completed within the next two days. Defendant, Simone, to file the Daley affidavit by cob 2/25/04.
	Court focuses on the schedule for the case. Defendant's anticipate filing motions to suppress the electronic
	surveillance. Any discovery motions shall be filed by 4/23/2004, responses shall be filed 5/12/2004.
	Further status conference set for 5/6/2004 at 3:00 PM. Court excludes the time from today through
	5/6/2004 with the agreement of all parties. Court closes the remainder of today's conference to the public.

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